

**GOVERNMENT OF RAJASTHAN
FINANCE DEPARTMENT
(TAX DIVISION)**

ORDER

No. F. 12 (32) FD/Tax/2024-Pt-II- **36**

Jaipur, Dated: **23.10.2024**

In exercise of the powers conferred by section 7.3.1 of the Rajasthan Investment Promotion Scheme-2024 (hereinafter referred to as "the Scheme"), the State Government being of the opinion that it is expedient in the public interest so to do, hereby modifies the Procedural Guidelines of the Scheme (hereinafter referred to as "the Guidelines") by making the following amendments:-

AMENDMENTS

- 1. Amendment in Sub-Clause 1.11** - In the step 3 of sub-Clause 1.11 of the said Guidelines, the following expression, "Upon submission of Form 3A, the Project shall be evaluated and shall receive the Entitlement Certificate in the prescribed format for the above incentives (if eligible)." shall be substituted by the following expression, namely:-

"Upon submission of Form 3A, the Project shall be evaluated and shall receive the Entitlement Certificate in the prescribed format for the above incentives (if eligible). Such evaluation shall include auto-verification of the details furnished by Enterprise, including, but not limited to; the validity of its PAN and GSTIN, matching of enterprise name on the PAN, GSTIN, and RIPS application, and share of land value in EFCI, as may be prescribed in the Policy."

- 2. Amendment in Sub-Clause 3.5** - The sub-Clause 3.5 of the said Guidelines, shall be substituted by the following expression, namely:-

"Post obtaining the above Entitlement Certificate (EC), Enterprises can proceed for the registration of the land in their name in respect of the Project, subject to auto- validation by the Registration & Stamps Department, that (i) the name of the beneficiary Enterprise recorded on the EC matches the name of the purchaser recorded on the registration document(s), and (ii) the land parcel details (i.e., Khasra/ Plot number) recorded on the EC matches the land parcel details recorded on the registration document(s). At this stage, the following eligible benefits may be availed:

- **75% Stamp Duty Exemption** (The 25% Stamp Duty paid can be claimed after commencement of commercial operations)
- **75% Conversion Charges Exemption** (The 25% Conversion Charge paid can be claimed after commencement of commercial operations)
- **Flexible Land Payment Model** (for purchase of RIICO land, if the enterprise meets eligibility criteria mentioned as part of RIPS 2024)"

- 3. Amendment in Sub-Clause 3.7-** In the sub-Clause 3.7 of the said Guidelines, the following first bullet , “In the event that the Enterprise requests to amend the land details of the project, Commissioner (Department of Industries and Commerce) shall be empowered to issue an amended EC.” shall be substituted by the following expression, namely:-

“In the event that the Enterprise requests to amend the land details of the project, the Member Secretary of the appropriate Sanctioning Committee shall be empowered to approve such amendment.

Basis such approval, a new Entitlement Certificate for 100% reimbursement for the amended land shall be issued; and the earlier issued Entitlement Certificate for 75% exemption shall be cancelled.”

- 4. Insertion of New bullet point in Sub-Clause 6.1.4 -** In the said Guidelines, the following new bullet point shall be inserted, namely:-

“Where multiple phases of a Project are concurrently within their respective applicable tenures, the annual ceiling for benefits applicable for that year shall be the higher of the annual ceiling amounts applicable to each such phase for that year, and not the sum of such ceilings.

Where only one phase of the Project is within its applicable tenure, the annual ceiling applicable for that year shall be the annual ceiling amount applicable to that phase for that year.”

Illustration:

Project Year	Phase 1	Phase 2	Applicable Ceiling
1.	Year 1	Not started	50 Cr
2.	Year 2	Not started	50 Cr
3.	Year 3	Not started	50 Cr
4.	Year 4	Not started	65 Cr
5.	Year 5	Not started	65 Cr
6.	Year 6	Year 1	65 Cr
7.	Year 7	Year 2	65 Cr



8.	Year 8	Year 3	80 Cr
9.	Year 9	Year 4	80 Cr
10.	Year 10	Year 5	80 Cr
11.	Tenure ended	Year 6	65 Cr
12.	Tenure ended	Year 7	65 Cr
13.	Tenure ended	Year 8	80 Cr
14.	Tenure ended	Year 9	80 Cr
15.	Tenure ended	Year 10	80 Cr

5. Insertion of New bullet point in Sub-Clause 6.2.3 - In the said Guidelines, after the existing bullet “In the event that the Project has started commercial operations less than 3 years before making an expansion-related investment.....annual figures” the following new bullet point shall be inserted, namely:-

- “In case the benefit is payable for only part of a financial year, on account of the date of commencement of commercial operation of the expansion falling in the middle of such financial year, the maximum of turnover determined under the preceding clauses shall be rationalized for only such part of the financial year.”

6. Amendment in Sub-Clause 6.2.4- In the sub-Clause 6.2.4 of the said Guidelines, the following expression, “ In the event that the Project has started commercial operations less than 3 years before making an expansion-related investment, the benefit under the Scheme shall be calculated over and above the maximum of State tax due and deposited in any month preceding the date of commencement of commercial operations of expansion project, rationalized into annual figures.” shall be substituted by the following expression, namely:-

“In the event that the Project has started commercial operations less than 3 years before making an expansion-related investment, the benefit under the Scheme shall be calculated over and above the maximum of State tax liability in any month preceding the date of commencement of commercial operations of expansion project, rationalized into annual figures.”

7. Insertion of New bullet point in Sub-Clause 6.2.4 - In the said Guidelines, after the existing bullet “In the event that the Project has started commercial operations less than 3 years before making an expansion-related investment, ...annual figures.” the following new bullet point shall be inserted, namely:-

- “In case the benefit is payable for only part of a financial year, on account of the date of commencement of commercial operation of the expansion falling in the middle of such financial year, the maximum of State tax due and deposited / State tax liability (as applicable) determined under the preceding clauses shall be rationalized for only such part of the financial year.”

8. Insertion of New bullet point in Sub-Clause 6.2.11- In the said Guidelines, the following new bullet points shall be inserted, namely:-

- “In case the benefit is payable for only part of a financial year, on account of the date of commencement of commercial operation of the expansion falling in the middle of such financial year, the maximum of electricity consumption determined under the preceding clauses shall be rationalized for only such part of the financial year.”
- “Where an Enterprise has multiple electricity connections for a unit, electricity consumption across all such connections shall be considered cumulatively for calculating Electricity Duty Exemption in relation to an investment, in accordance with the applicable provisions of this Policy, including those relating to Expansion, wherever applicable.”

9. Amendment in Sub-Clause 6.2.12- In the sub-Clause 6.2.12 of the said Guidelines, shall be substituted by the following expression, namely:-

- “Subsidy in Case of Expansion of Enterprise: The reimbursement of mandi fee shall be allowed only on the additional volume of turnover by the enterprise after expansion over and above the maximum annual turnover, in any of the last 3 financial years immediately preceding the current financial year of the commencement of commercial operation on which such fee was payable and has been deposited (unless exempted under RIPS-2003 or RIPS-2010 or RIPS-2014 or RIPS - 2019 or RIPS 2022 or under this Scheme) into the Government exchequer. This reimbursement in any year shall be allowed only after attainment of the maximum annual Market / Mandi Fee payable in the three financial years immediately preceding to the year of commencement of commercial operation, in that year.
- In case an enterprise has carried out expansion and started commercial operation of expansion project before three years, the benefit under the Scheme shall be calculated over and above the maximum of Market / Mandi Fee payable in any month preceding the date of commencement of commercial operation of expansion project, rationalized into annual figures.”
- “In case the benefit is payable for only part of a financial year, on account of the date of commencement of commercial operation of the expansion falling in the middle of such financial year, the maximum of Market / Mandi Fee payable determined under the preceding clauses shall be rationalized for only such part of the financial year.”

10. Insertion of New Sub-Clause 6.4.3- In the said Guidelines, the following new sub-clause 6.4.3 shall be inserted, namely:-

6.4.3 "In cases where a Customized Incentive Package has been approved for a Project/Unit under RIPS 2024, the Enterprise shall have the option to apply for and avail benefits under the applicable Standard Incentive Package, subject to fulfilling the prescribed eligibility criteria of the Policy, pending fulfillment of conditions stipulated under the approved Customized Package.

Upon availing such Standard incentives, on fulfillment of the Customized Package conditions, it shall be eligible for the customized incentives only for the tenure remaining after deducting the period for which Standard Incentives were availed. If the Project/Unit does not avail such standard incentives, it shall be eligible for Customized Incentives for the full tenure of the Package."

11. Insertion of New Sub-Clause 7.4.22- In the said Guidelines, the following new sub-clause 7.4.22 shall be inserted, namely:-

7.4.22. CA Format 22: **Employment Declaration for Payroll Subsidy**

CA Format 22: Employment Declaration for Payroll Subsidy

Investor ID :-

Project ID :-

Name of Enterprise:-

Date of Commencement of Commercial Operations:-

After careful examination of the books of accounts, salary records (i.e. pay roll, attendance register and PF challans) produced by M/s _____, I/we hereby certify that the list and the total number of eligible employees working at the concerned unit and the salary paid to them is as follows:

SN	Subsidy Period	Domiciled Employee No.	Domiciled Employees with ESI/ EPF	Total Salary paid to Domiciled Employees with ESI/ EPF	Subsidy Amount (50% of Gross Salary up to Rs. 8,000 per employee)	Total No of Employees
1	Month					

2	Month					
3	Month					
4	Month					
5	Month					
6	...					

(List of all employees along with their Name, PAN, Aadhaar, Domiciled (Yes/No), ESI Number, EPF Number, Gross Monthly Salary paid to be attached as annexure separately for all the months)

Verification

I/We have checked the books of accounts of the Enterprise, salary records (i.e. pay roll, attendance register and PF challans) and other relevant documents and certify that the aforesaid information is true and correct.

Place:

(Signature with Seal)

Date:

Chartered Accountant

UDIN:

I/We hereby certify that the information provided herein is true, complete, and accurate to the best of my/our knowledge and belief, and that I/we have undertaken due care and diligence in providing information as would be expected of my office and position. I/We agree to provide any further information or documentation as may be required to verify the statements made in this form.

Place:

(Signature with Seal)

Date:

Authorized Representative of Enterprise

12. Insertion of New Sub-Clause 9.19- In the said Guidelines, the following new sub-clause 9.19 shall be inserted, namely:-

“9.19 What is the date of commencement of commercial operations for a renewable energy project commissioned in phases?

Answer: For a Renewable Energy Generation unit, date of commencement of commercial operations shall be the date of issuance of synchronization certificate by the concerned DISCOM/regulatory entity. This holds regardless of whether full installed capacity has been commissioned by that date."

By Order of the Governor,



(Nathmal Didel)

Special Secretary to the Government

Copy forwarded to the following for information and necessary action:

1. Superintendent, Government Central Press, Jaipur for publication of this order in part 1(b) of today's extra ordinary Gazette.
2. Additional Chief Secretary to Hon'ble Chief Minister (Taxation).
3. Accountant General, Rajasthan, Jaipur.
4. Commissioner, Commercial Taxes Department, Rajasthan, Jaipur.
5. Commissioner, Industries & Commerce Department, Rajasthan, Jaipur.
6. Commissioner, (Inv. & NRIs), BIP, Udyog Bhawan, Jaipur.
7. PS to Additional Chief Secretary, Finance.
8. PS to Principal Secretary, Industries & Commerce.
9. PS to Secretary, Finance (Revenue).
10. Director, Information & Public Relations, Jaipur.
11. Joint Director, Finance (Computer Cell) Department for uploading the order on website of Finance Department.
12. Senior Deputy Secretary, Finance (Tax) Department
13. Guard File.



Special Secretary to the Government